

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

ERNEST L. BETZ, JR.,)
Plaintiff,)
)
v.)
)
AIG INSURANCE COMPANY AND)
AMERICAN GENERAL LIFE)
INSURANCE COMPANY,)
Defendants.)

Civil Action File
No. _____

NOTICE OF REMOVAL

COMES NOW American General Life Insurance Company (“American General”) and AIG Insurance Company, which is a non-entity (hereinafter “AIG”) and files this its Notice of Removal pursuant to 28 U.S.C. §§ 1441 and 1446, showing this Court as follows:

1.

American General and AIG are defendants in a civil action filed in the Chancery Court of Shelby County, State of Tennessee, Case No. CH-07-0092.2. This Notice of Removal is filed with the United States District Court for the Western District of Tennessee, Western Division, within thirty (30) days of service upon American General/AIG of the initial pleading setting forth the claim for relief upon which said action is based. The Complaint attached hereto as Exhibit “A” and the Summons attached hereto as Exhibit “B” constitute all of the process, pleadings (as defined by Fed.R.Civ.P. 7), and orders served on the defendant in this action to date as required by 28 U.S.C. § 1446(a).

2.

The United States District Court for the Western District of Tennessee, Western Division, is the District Court having jurisdiction over the place where the state court action is pending pursuant to 28 U.S.C. § 123(c)(2).

3.

A copy of this Notice of Removal has been filed with the clerk of the Chancery Court of Shelby County, State of Tennessee, as required by 28 U.S.C. § 1446(d).

Diversity of Jurisdiction

4.

Removal is proper in this case pursuant to 28 U.S.C. § 1332(a)(1) as Plaintiff is a resident of Tennessee, and AIG is a non-entity. To the extent Plaintiff meant to name American International Group, Inc., then same is a corporation organized and existing under the laws of the State of Delaware with its principal place of business in New York. American General is a corporation organized and existing under the laws of the State of Texas with its principal place of business in Texas. This controversy is, therefore, one between citizens of different states pursuant to 28 U.S.C. § 1332(c)(1).

5.

In his Complaint, Plaintiff seeks to recover actual and compensatory damages as well as punitive damages. The amount in controversy, as stated in Plaintiff's Complaint, is \$100,000. Thus, the object of this litigation exceeds \$75,000, exclusive of interest and costs.

WHEREFORE, American General and AIG pray that this Notice of Removal be filed and said action be removed to proceed in this Court and that no further proceedings be had in the Chancery Court of Shelby County, State of Tennessee.

This 21st day of February, 2007.

s/ John W. Reis
John W. Reis
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Attorneys for Defendants American General Life Insurance Company and American International Group Inc.

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that on February 21, 2007 a true and correct copy of Defendants American International Group, Inc. and American General Life Insurance Company's **Notice of Removal** was served by electronic means through the Court's ECF system, and by also depositing copies of same in the United States Mail, addressed to:

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